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3 **NOT FOR CITATION**

4
5 **IN THE UNITED STATES DISTRICT COURT**
6
FOR THE NORTHERN DISTRICT OF CALIFORNIA

7 JOHNNIE BROWN, No. C 06-1597 PJH (PR)

8 Plaintiff, **ORDER OF DISMISSAL**

9 v.

10 D. M. MANTEL and T. VARIZ,

11 Defendants.

12 _____ /
13 This prisoner civil rights action was filed in the Eastern District of California,
14 which transferred it here. On February 26, 2006, the court notified plaintiff that his
15 application to proceed in forma pauperis ("IFP") was insufficient. A copy of the court's
16 form for applications to proceed in forma pauperis was provided with the notice, along
17 with a return envelope. Plaintiff was informed that if he did not either pay the fee or
18 remedy the IFP deficiencies within thirty days the case would be dismissed. The notice
19 was not returned as undeliverable. On March 20, 2006, plaintiff filed a notice of
20 change of address. The clerk sent another copy of the notice to him at the new
21 address on April 5, 2006. It also has not been returned as undeliverable. Plaintiff has
22 not responded to the notices.

23 Leave to proceed in forma pauperis (doc 2) is **DENIED**. This case is
24 **DISMISSED** without prejudice. See Fed. R.Civ.P. 41(b). No fee is due. The clerk
25 shall close this file.

26 **IT IS SO ORDERED.**

27
28 Dated: May 18, 2006.



29
30 **PHYLLIS J. HAMILTON**
31 United States District Judge